

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
WESTERN DIVISION

LOIS JANE PARKS, TRUSTEE OF THE  
DAVID I. MILLSTEIN, MD IRREVOCABLE  
LIFE INSURANCE TRUST DATED 08-12-99 PLAINTIFF

VS.CASE NO. 4:07CV538JMM

NORTHWESTERN MUTUAL  
LIFE INSURANCE COMPANY DEFENDANT

RICHARD MILLSTEIN, AS PERSONAL  
REPRESENTATIVE OF THE ESTATE  
OF DAVID MILLSTEIN, DECEASED THIRD-PARTY DEFENDANT

**INTERPLEADER ORDER**

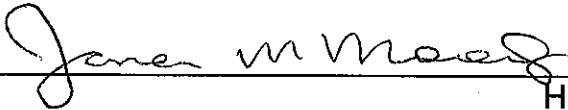
Pending before the Court is the counterclaim and third-party complaint of defendant, Northwestern Mutual Life Insurance Company ("Northwestern Mutual"). The parties have reached agreement concerning the issues in Northwestern Mutual's counterclaim and third-party complaint. Pursuant to the agreement of the parties, the Court hereby orders as follows:

1. No later than July 9, 2007, Northwestern Mutual shall deliver to the Clerk of this Court a check for the unpaid policy proceeds at issue in this litigation, plus interest from the date of decedent's death. The check shall be made payable to: James McCormack, Clerk, U.S. District Court for the Eastern District of Arkansas.
2. The Clerk is directed to deposit the funds in an interest bearing account subject to further orders of the Court.
3. Upon delivery of the check, Northwestern Mutual shall be dismissed from this litigation and discharged from any further liability for any claims on the policies of insurance at issue in this litigation, and any and all claims for statutory penalty or attorneys' fees.

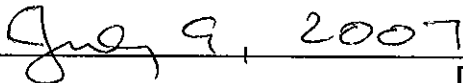
4. Northwestern Mutual shall comply with any reasonable request for discovery by the remaining parties to this litigation, including requests for production of its claim file and other discoverable documents.

5. All parties shall bear their own costs and attorneys' fees in connection with the counterclaim and third-party complaint for interpleader.

IT IS SO ORDERED.



HONORABLE JAMES M. MOODY  
UNITED STATES DISTRICT JUDGE



DATE

APPROVED:

/s/ David M. Donovan

DAVID M. DONOVAN (81184)  
ATTORNEY FOR DEFENDANT  
WATTS, DONOVAN & TILLEY, P.A.  
200 S. COMMERCE ST., STE. 200  
LITTLE ROCK, AR 72201-1769  
(501) 372-1406  
(501) 372-1209 FAX  
ddonovan@wdt-law.com

/s/ Ed Daniel, IV

ED DANIEL, IV (88004)  
ATTORNEY FOR PLAINTIFF  
ED DANIEL, IV, P.A.  
10310 W. MARKHAM ST., STE. 203  
LITTLE ROCK, AR 72205  
(501) 228-4488  
(501) 228-4485 FAX  
mrediv@comcast.net

/s/ Terry M. Poynter

TERRY M. POYNTER (65033)  
ATTORNEY FOR  
THIRD-PARTY DEFENDANT  
TERRY M. POYNTER, P.A.  
123 E. 7TH ST.  
MOUNTAIN HOME, AR 72653-4411  
(870) 425-2196  
(870) 425-2198 FAX  
pgatty@mtnhome.com